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Counsel for Debtors and Debtors in Possession

## IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

In re:	) )
EASY STREET HOLDING, LLC, et al.,	Bankruptcy Case No. 09-29905 Jointly Administered with Cases
Debtors.	) 09-29907 and 09-29908
Address: 201 Heber Avenue Park City, UT 84060	) Chapter 11
Tour ID Name house	) Honorable R. Kimball Mosier
Tax ID Numbers:	)
35-2183713 (Easy Street Holding, LLC),	
20-4502979 (Easy Street Partners, LLC), and	) [FILED ELECTRONICALLY]
84-1685764 (Easy Street Mezzanine, LLC)	)

DECLARATION OF PAUL W. THRONDSEN, MAI PURSUANT TO 11 U.S.C. § 329(a) AND FED. R. BANKR. P. 2014(a) IN SUPPORT OF APPLICATION OF DEBTOR IN POSSESSION TO EMPLOY APPRAISAL GROUP, INC. AS EXPERT APPRAISERS

The undersigned, Paul W. Throndsen, hereby declares as follows:

- 1. I am licensed by the State of Utah as a Certified General appraiser, and hold the MAI professional designation. I work for Appraisal Group Inc. ("AGI") in Midvale, Utah. To the best of my knowledge, based upon the inquiries described below, the following statements are true.
- 2. AGI has agreed with Easy Street Partners, LLC (the "Debtor" or "Partners") to render appraisal services as set forth in the Debtor's application to employ AGI (the "Application") filed in bankruptcy court herewith.
- 3. AGI is and I am capable of rendering the services contracted for by the Debtor; I have attached my resume hereto explaining my qualifications.
- 4. I have received from the Debtor and reviewed the complete list of creditors (mailing matrix) involved in this case. Based on this information, I have concluded that I have no connections to parties in interest listed on the mailing matrix. Insofar as I have been able to determine, I do not currently represent any party in interest in any matter related to the Debtor and I believe that I am qualified to represent the Debtor in its Chapter 11 reorganization case to perform the work set forth in the Application. There is no outstanding indebtedness between AGI and the Debtor and AGI has filed no claim in the Debtor's bankruptcy case.
- 5. Insofar as I am aware, I have no connections with the office of the United States

  Trustee or its staff other than working on matters in bankruptcy court in which such parties

  appear.
  - 6. I am not nor have I been an equity security holder of the Debtor.
- 7. I am not and have not been an insider of the Debtor or of its affiliates, Easy Street Mezzanine, LLC or Easy Street Holding, LLC. I have never been a member of the Debtor,

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officer of the Debtor, person in control of the Debtor, partnership in which the Debtor is a general partner, or relative of a director, officer, or person in control of the Debtor.

- 8. I have not been a manager, director, officer, or employee of the Debtor as specified in 11 U.S.C. §101(14)(B) or (C).
- 9. AGI has agreed to render the appraisal report for \$14,300. In addition, for expert testimony and other expert services, I will charge my set billing rate of \$185 per hour. I understand and agree to the fee application process required for payment of fees and reimbursement of expenses of professionals in bankruptcy cases.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States that the foregoing statements are true and correct.

DATED: November 5, 2009

Paul W. Throndsen, MAI

## **RESUME**

## PAUL W. THRONDSEN, MAI

Address: Appraisal Group, Inc.

7396 So. Union Park Ave., #301

Midvale, Utah 84047

Telephone:

Business:

(801) 263-1200

Park City (435) 649-8449

Fax: E-Mail:

(801) 352-4951 paul@agiutah.com

Education:

Bachelors of Science (Finance Major), University of Utah, 1974. Masters of Business Administration, University of Utah, 1976

Experience:

Owner of Appraisal Group, Inc., Salt Lake City, Utah

1993-present

Full time appraiser/consultant. Devoting 100% of time to commercial assignments in

Utah and other Western States.

1985-1993

Part owner of Appraisal Associates, Inc., Salt Lake City, Utah

Full-time appraiser/consultant.

1981-1985

Self-employed; appraiser/consultant with Appraisal Associates, Inc., Salt Lake City, Duties included both residential and commercial assignments. residential staff from 1982 to 1985 while devoting nearly 100% of appraising to

commercial assignments in Utah.

1976-1981

Staff appraiser with Mulcock Appraising Company, Salt Lake City, Utah. **Duties** 

included residential assignments and construction inspections.

1975-1976

Loan Officer & Branch Manager for Lomas and Nettleton, Salt Lake City, Utah. Office

manager overseeing loan production.

Professional Courses:

Intro to Appraising Real Estate Capitalization Theory & Techniques Valuation Analysis & Report Writing

Industrial Valuation

Adv. Sales Comparison & Cost Approach

Residential Appraising

Case Studies/Real Estate Valuation Standards of Professional Practice Highest & Best Use & Market Analysis Separating Real & Personal Property from Intangible Business Assets

Seminars:

Cash Equivalency & Creative Financing

Value of Leased Fee & Leasehold Estates

Highest & Best Use

Computer Appraisal Applications

Reviewing Appraisals Subdivision Analysis

Feasibility Analysis & Highest & Best Use

Special Purpose Properties

Appraisal of Non-Conforming Properties

Mortgage - Equity Analysis Developing Hotel/Motel Prop.

Easement Valuation

Bank Regulations and Appraisal American with Disabilities Act Understanding Limited Appraisals Data Confirmation/Verification Methods Environmental Risk & the Appraisal Process Understanding/Testing DCF Analysis

Scope of Work

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Memberships & Member Appraisal Institute (MAI #6981)

Affiliations: Utah State Certified General Appraiser, No. 5451070-CG00, (expires 6-30-11)

Wyoming State Certified Appraiser, No. 341, (expires 4-28-10)

Associate Member of Salt Lake Board of Realtors Affiliate Member of Park City Board of Realtors

Appraisal Experience:

Experienced in the appraisal of office buildings, shopping centers, industrial properties, apartments, hotels/motels, mini-warehouses, nursing homes, residential care facilities, commercial developments, residential subdivisions, partial interest, and raw land. Specializing in income-producing properties and project approvals.

Also, specializing in Summit County (Park City) properties.

Professional:

Past President of Utah Chapter of the Appraisal Institute (1994). National Board of Examiners for Experience - Term 1986-1992. Member of Regional Ethics Panel. Past Chairman of Chapter Government Affairs Committee, Admissions Committee and Education Committee. Awarded Utah Chapter "Appraiser of the Year - 2004".

Past President and Chairman of the Board of Comp-U-Share, Inc. (Market data system; group of 18 appraisal offices), and past Chairman of Quality Control Committee.

President of Utah Association of Appraisers - 1996 to 1997 and 2002 to 2003

Experience Review Committee for Utah State Board of Appraisers

Clients: (partial list)

JPMorgan Chase Brighton Bank

American First Credit Union

Republic Mortgage

Key Bank

Salt Lake City Credit Union

Bank of Utah

Holiday Oil Company

S-DevCorp. (F.C. Stangl)

Boyer & Company

Commerce Colliers CRG **AEGON Realty Advisors** 

State of Utah

Washington Mutual Savings Bank

First Utah Bank

First National Bank of Layton

GE Capital

Bank of America

Amsource

Woodbury Corp.

Frontier Bank

Bank of American Fork

Barnes Bank

Utah First Credit Union Jordan Credit Union

Wells Fargo Bank

U.S. Bank

Citicorp Bank

Small Business Administration

Zions Securities Corp.

Zions First National Bank

L.D.S. Church

Holladay Bank

Roderick Enterprises

Kennecott Copper Corporation

Granite School District

CB Richard Ellis

Salt Lake County

Salt Lake City RDA

Utah Dept. of Transportation

Bank of the West

Deutsche Bank

Merrill Lynch Mortgage Capital Security National Financial

**Summit County** 

Park City

Artesia Mortgage

Interbay Funding

Mountain America Credit Union Utah Transit Authority (UTA)

Other local real estate brokers, developers, and attorneys

References:

Available upon request.